

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

LUCAS HOLLAND,

Plaintiff,

v.

WARDEN MARK K. WILLIAMS,

Defendant.

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CASE NO. 4:20-CV-01136

OPINION & ORDER
[Resolving Doc. [16](#)]

JAMES S. GWIN, UNITED STATES DISTRICT COURT JUDGE:

Pro se Petitioner Lucas Holland brought this emergency habeas corpus petition due to a COVID-19 outbreak at FCI Elkton, where Holland was then incarcerated.¹ The Court denied that petition without prejudice citing Petitioner's failure to properly exhaust his claim.² The Court later granted Petitioner's request to reopen the case.³

On July 26, 2021 Magistrate Judge Carmen E. Henderson recommended dismissing Holland's petition without prejudice.⁴ Because Holland's petition seeks injunctive relief against FCI Elkton and Holland is no longer incarcerated there,⁵ Judge Henderson determined that Holland's complaint is moot.⁶

¹ Doc. [1](#).

² Doc. [8](#).

³ Doc. [12](#).

⁴ Doc. [16](#).

⁵ Holland is incarcerated at Montgomery FPC in Alabama. *See* <https://www.bop.gov/inmateloc/> Inmate number: 13306-025 (last visited Nov. 11, 2021). At the time Judge Henderson issued her opinion, Holland was incarcerated at FCI Ashland in Kentucky.

⁶ Doc. 16.

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Because no party has objected to the Report and Recommendation, this Court may adopt the R&R without further review.⁷ Moreover, having conducted its own review of the petition and record, the Court agrees with the legal conclusions in the R&R.

Accordingly, the Court DISMISSES Petitioner Holland's petition without prejudice.

IT IS SO ORDERED.

Dated: November 18, 2021

s/ *James S. Gwin*
JAMES S. GWIN
UNITED STATES DISTRICT JUDGE

⁷ *Thomas v. Arn*, 474 U.S. 140, 149 (1985); L.R. 72.3(b).